

## FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

**EB 446328337 US**  
 "Express Mail" label mailing number

**JULY 10, 2008**  
 Date of Deposit

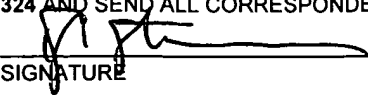
Form PTO-1390 (REV 10-95)		U. S. Department of Commerce Patent and Trademark Office	ATTORNEY'S DOCKET NUMBER BS/1-23010/A/PCT
<b>TRANSMITTAL LETTER TO THE UNITED STATES          DESIGNATED/ELECTED OFFICE (DO/EO/US)          CONCERNING A FILING UNDER 35 U.S.C. 371</b>			U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/586,707
INTERNATIONAL APPLICATION NO. PCT/EP 2005/050140	INTERNATIONAL FILING DATE JANUARY 14, 2005	PRIORITY DATE CLAIMED JANUARY 23, 2004	
TITLE OF INVENTION METHOD OF PRODUCING LOW-DUST GRANULES FROM POLYMER ADDITIVES			
APPLICANT(S) FOR DO/EO/US BENJAMIN BREITENSTEIN, THOMAS GEORG GFRÖRER, ROLF WALDNER AND PIERRE LUTZ			

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

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4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
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  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau. (**See attached Form PCT/IB/308**)
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
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  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
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8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included.

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
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15. ☐ A change of power of attorney and/or address letter.
16. ☐ Other items or information: (**See attached Form PCT/ISA/210**)

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17. <input type="checkbox"/> The following fees are submitted: Basic national fee..... <b>\$300.00</b> Examination fee..... <b>\$200.00</b> Search Fee <input type="checkbox"/> If Search Fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... <input type="checkbox"/> If International Search Report was prepared and provided to the Office... <b>\$400.00</b> <input type="checkbox"/> All other situations..... <b>TOTAL OF ABOVE CALCULATIONS=</b> <b>\$900.00</b>				\$	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50=		x \$250.00	\$	
Surcharge of \$130.00 for furnishing the oath of declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$130.00	
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Independent claims	-3 =	0	X \$200.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$130.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
<b>SUBTOTAL =</b>				\$130.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
<b>TOTAL NATIONAL FEE =</b>				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
<b>TOTAL FEES ENCLOSED =</b>				\$	
				Amount to be refunded:	\$
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a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 03-1935 in the amount of \$130.00 to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1935. A duplicate copy of this sheet is enclosed.					
<b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b>					
PLEASE ASSOCIATE THE ATTACHED APPLICATION WITH CUSTOMER NUMBER 000324 AND SEND ALL CORRESPONDENCE TO:					
JoAnn Villamizar Patent Department 540 White Plains Road P.O. Box 2005 Tarrytown, NY 10591-9005			 SIGNATURE		
07/14/2008 LLANDGRA 0000067 031935 10586707			Tyler A. Stevenson NAME		
01/EC:1617 130.00 DA			46,388 REGISTRATION NUMBER		

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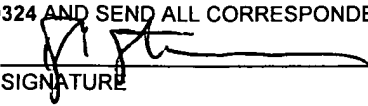
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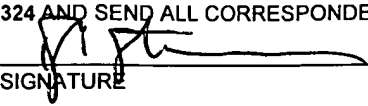
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JoAnn Villamizar Patent Department 540 White Plains Road P.O. Box 2005 Tarrytown, NY 10591-9005			<div style="text-align: center;">   SIGNATURE </div> <div style="text-align: center;"> Tyler A. Stevenson  NAME </div> <div style="text-align: center;"> 46,388  REGISTRATION NUMBER </div>		



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/586,707	Benjamin Breitenstein	BS/1-23010/A/PCT

324

JoAnn Villamizar  
Ciba Corporation/Patent Department  
540 White Plains Road  
P.O. Box 2005  
Tarrytown, NY 10591

RECEIVED  
Andrea DeCecchis

JUL 7 2008

Docket Coordinator  
Patent Department

INTERNATIONAL APPLICATION NO.

PCT/EP2005/050140

I.A. FILING DATE

01/14/2005

PRIORITY DATE

01/23/2004

CONFIRMATION NO. 8777  
371 FORMALITIES LETTER



OC000000030725460

Date Mailed: 07/02/2008

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 07/20/2006
- Copy of the International Search Report filed on 07/20/2006
- Information Disclosure Statements filed on 07/20/2006
- Biochemical Sequence Diskette filed on 07/20/2006
- U.S. Basic National Fees filed on 07/20/2006
- Priority Documents filed on 07/20/2006
- Specification filed on 07/20/2006
- Claims filed on 07/20/2006
- Abstracts filed on 07/20/2006

DOCKETED  
FOR: 9/2/08

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as

BS/1-23010/A/PCT

**well as an amendment specifically directing its entry into the application.** Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)**

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VONDA M WALLACE

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Telephone: (703) 308-9140 EXT 225